

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

IN RE: ORTHODONTIC EDUCATION  
COMPANY,

NO. 5:10-cv-04685 EJD

Debtor(s).

**ORDER DISMISSING CASE WITH  
PREJUDICE**

ORTHODONTIC EDUCATION  
COMPANY,

Appellant(s),

v.

CHRISTOPHER NORBERT MODJESKI,


Defendant(s).

On August 9, 2011, the court ordered Appellant Orthodontic Education Company to show cause in writing why this case should not be dismissed for lack of prosecution after Appellant failed to comply with Federal Rule of Bankruptcy Procedure 8006. See Docket Item No. 6. The court admonished Appellant that the court would dismiss this action with prejudice should it fail to respond or otherwise fail to show good cause.

As of this date, Appellant has not complied with the show cause order as directed. Accordingly, this case is DISMISSED WITH PREJUDICE for lack of prosecution pursuant to Federal Rule of Civil Procedure 41(b). The Clerk shall close this file.

**IT IS SO ORDERED.**

Dated: September 13, 2011

  
EDWARD J. DAVILA  
United States District Judge